

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

May 7-11, 2001

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-10	EX	75/342,774	Sherwin-Williams Automotive Finishes Corp.	Simms Hairston* Chapman	2(d)	Refusal Affirmed		"KLEAR-KUT" [clear and pigmented coatings in the nature of paint for use by professional autobody painters in the automotive refinishing industry]	"CLEAR-CUT" (in stylized lettering) [abrasive particles for use in stripping unwanted coatings, materials, and the like from the surfaces of substrates in such industries as the aircraft, automotive, and electronics industries]	Cofield	No
5-10	EX	75/525,736	Hotline Sales Corp.	Simms* Cissel Seeherman	2(d)	Refusal Affirmed		"DEVON" [clothing, namely, socks and hosiery]	"DEVON" (in stylized lettering) [skirts, suits, and sweaters for women]	Robinson	No
5-10	EX	75/536,749	Kent-Gamebore Corp.	Cissel Seeherman Chapman*	2(d)	Refusal Affirmed		"IMPACT" [ammunition]	"HI-IMPACT" [ammunition]	Straser	Yes
5-10	EX	75/451,194	Financial Engines, Inc.	Hanak Chapman Drost*	2(e)(1)	Refusal Affirmed		"FORECAST ENGINE" [interactive, on-line financial services, namely, financial planning, investment analysis and consultation and portfolio allocation offered via a global computer network]		LaForte	No
5-11	EX	75/461,553	Financial Engines, Inc.	Hanak Chapman Drost*	2(e)(1)	Refusal Affirmed		"FORECAST ENGINE" [computer software for financial planning, investment analysis, portfolio allocation and eliciting recommendations for selecting specific financial instruments]		Baker	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

May 7-11, 2001 (continued)

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-11	EX	75/599,648	Premier Internet Corp.	Simms Hairston Wendel*	2(e)(1)	Refusal Affirmed		"NEWSBREAKER" [news delivery services, namely, providing news and information via a global computer network]		Zak	No
5-11	EX	75/711,655	Brian S. Gladden	Hanak Wendel* Rogers	2(e)(1)	Refusal Affirmed		"EOOUTDOORS" [providing on-line pricing information for outdoor products and services; on-line ordering services featuring outdoor products; providing on-line chat rooms, etc. for dissemination of information concerning outdoor activities; and other services]		Regan	No
5-11	EX	75/739,273	Lebanon Chemical Corp.	Chapman Wendel* Bucher	2(e)(1)	Refusal Affirmed		"PLANTING" [mulch containing paper and fertilizer for lawn, garden and commercial use]		Schiffirin	No
5-11	EX	75/271,006	Fasteners Int'l., Inc.	Cissel* Hohein Holtzman	2(d)	Refusal Affirmed		"TORKLOC" [fasteners, namely, metal screws]	"TORK LOK NUT" (and design incorporating the letter "T") [locknuts]	Oh	No
5-11	EX	75/540,216	Peter L. Reynolds	Hairston Bucher* Holtzman	2(e)(4)	Refusal Affirmed		"OAKLEY" [beverages, namely, caffeinated and non-caffeinated tea, flavored and non-flavored sparkling water, spring water, caffeinated and non-caffeinated fruit flavored drinks and smoothies]		Hughitt	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
May 7-11, 2001 (continued)

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-11	EX	75/363,102	Siemens Power Transmission & Distribution, Inc.	Seeherman Hanak Bucher*	2(d)	Refusal Affirmed		"DVR" [active power conditioners for compensating for voltage sags and swells in electric power transmission and distribution systems]	"DVR" [electric voltage regulators]	Vanston	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member